FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.3133 OF 2005

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.A.S.Oka i/by Ambar Joshi for the Petitioner.

Mr.P.S.Hingorani, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 27/1/2006.

P.C.

1. This is a petition impugning an order dated 3.9.2005 passed below Exh.17 by the 4th Joint J.M.F.C. Bhiwandi in S.C.C. No.2384 of 2003. By the impugned order, the J.M.F.C. has allowed the application made by the complainant to file an affidavit by way of examination-in-chief and seeking permission to file original documents. Prayer to exhibit the said original documents has been made in the said application. The proceeding in question is summary triable case and under Section 254(2) of the Cr.P.C.,

the Magistrate has power to issue summons and call upon the complainant to produce the documents, if any. The complainant in that case is the respondent in this petition. In the circumstances, no case is made out to interfere. Hence, petition is rejected.

(R. S. MOHITE, J.)